

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
AT NASHVILLE

Elizabeth DIONICIO,

Plaintiff,

VS.

Brad ALLISON, Special Agent of  
the Tennessee Alcohol & Beverage  
Commission, Danielle ELKS, Executive  
Director of the Tennessee Alcohol &  
Beverage Commission, and Mark  
HUTCHENS, Chief Law Enforcement  
Officer of the Tennessee Alcohol &  
Beverage Commission, all in their  
individual and official capacities,

Defendants.

Case No. 3:09-cv-575  
Judge Haynes

PLAINTIFF'S MOTION FOR SANCTIONS AND EXPENSES  
UNDER FRCP RULE 16(f)

*GRANTED*  
The motion for  
sanctions is DENIED, but in  
light of the legal authorities  
cited by the Court, the motion  
for attorney fees of \$7200.00  
is GRANTED as Defendants'  
motions were not justified.  
Jill J. [Signature]  
4-5-11

Comes now the Plaintiff, by and through her undersigned attorney, and submits

this Motion for Sanctions and Expenses Under FRCP Rule 16(f).

On October 25, 2010, Defendant filed his Amended Motion on the Pleadings  
(Doc. Entry No. 92) accompanied by his Memorandum of Law in Support of his  
Amended Motion (Doc. Entry No. 93).

As pointed out in Plaintiff's Response (Docs. 95 and 95-1), Defendant's motion  
was untimely because it violated the deadline for filing dispositive motions which this  
Court set pursuant to FRCP 16(b).

On August 17, 2009, this Court set the deadline for dispositive motions at January  
31, 2010. (Doc. Entry No. 13) The Court's Rule 16(b) scheduling order may be